

**From:** Sara Schnepel  
**To:** Commissioner Adelstein  
**Date:** Wed, Feb 5, 2003 4 45 PM  
**Subject:** Please Read and take in consideration for UNE-P Platform

96-96

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Office of Secretary



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Federal Communications Commission  
Office of Secretary

February 5<sup>th</sup>, 2003

Dear Commissioner Jonathan Adelstein:

I ask your support for the continued availability of the "UNE-Platform."

My company, Access One, offers local telephone service in select SBC territories. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" – the UNE-Platform - to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort at the Federal Communications Commission or at state agencies to limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Sara Schnepel  
Senior Account Executive  
Access One Incorporated

**From:** Sarah Casson  
**To:** Commissioner Adelstein  
**Date:** Wed, Feb 5, 2003 4:35 PM  
**Subject:** Save UNE-P11

EX PARTE OR LATE FILED

Sarah Casson  
Account Executive  
AccessOne Inc  
820 W. Jackson Blvd.  
Chicago, IL 60607  
312.441.9914  
312.441.0331 facsimile  
[www.accessoneinc.com](http://www.accessoneinc.com)

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FEB 21 2003

Federal Communications Commission  
Office of Secretary

EX PARTE OR LATE FILED



February 5<sup>th</sup>, 2003

RECEIVED

FEB 21 2003

Federal Communications Commission  
Office of Secretary

Dear Commissioner Jonathan Adelstein

I ask your support for the continued availability of the "UNE-Platform"

My company, Access One, offers local telephone service in select SBC territories. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" - the UNE-Platform - to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

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Please oppose any effort at the Federal Communications Commission or at state agencies to limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Sarah Casson  
Account Executive  
Access One Incorporated

**From:** Stephen D Klein  
**To:** Commissioner Adelstein  
**Date:** Wed, Feb 5, 2003 3:37 PM  
**Subject:** Comments to the Commissioner

EX PARTE OR LATE FILED

Stephen D Klein (steve@americandialtone.com) writes

February 5, 2003

Honorable Michael K Powell  
Chairman  
Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

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FEB 21 2003

Federal Communications Commission  
Office of Secretary

Re Ex Parte  
CC Docket Nos. 01-338, 96-98, 98-147

Chairman Powell

We the undersigned Chief Executive Officers of competitive providers of local telecommunications services are writing to express our common and deep concern regarding the Commissions reported plan to overhaul the Commissions local competition rules in favor of the four remaining Regional Bell Operating Companies (RBOCs). As you know, numerous recent press and analyst reports have indicated that the FCC is poised to substantially reduce the availability of a variety of Unbundled Network Elements (UNEs) to competitive providers. If these reports are accurate, our view is that the Commissions plan is flatly antithetical to the Presidents stated domestic economic policy goals, as articulated in the State of the Union Address on January 28, 2003.

As the President expressly stated [w]ith unemployment rising, our nation needs more small businesses to open. Indeed, the fundamental goal of the Presidents domestic economic agenda is to improve the bottom line for more than 23 million small businesses. The Presidents message was a natural follow-up to his pronouncement on January 9, 2003 when he stated that [i]f 70 percent of the new jobs in America are created by small business, then we ought to be figuring out how to create incentives for small business to grow. That makes sense.

We own and operate just the kinds of entrepreneurial businesses that the President seeks to encourage, not dismantle. However, the reputed reform plan under consideration by the Commission would do substantial damage to our existing businesses, and fundamentally undercut our ability to expand, despite the fact that we employ tens of thousands of Americans, have invested billions of dollars in infrastructure, and have led the way in deploying innovative services to literally millions of consumers throughout the United States.

Importantly, our customers include millions of small businesses, which stand to lose the benefit of the competitive offerings that we provide. The innovative services and lower rates we offer throughout the country help small businesses succeed and enable, in part, small business to place more Help Wanted signs throughout the Main Streets of America. Indeed, the Small Business Administration has recognized in no uncertain terms that competitive telecommunications companies are an important asset to small businesses of all shapes and sizes. See, generally, SBA ex parte, CC Docket No. 02-33 (Aug. 27, 2002).

In stark contrast to the domestic economic goals outlined by the President, your reported policy goals, if adopted, would harm small business. Moreover, these reported policies stand to further enrich and

protect the four legacy RBOCs, even though they continue to be among the most profitable companies in the United States, despite the ongoing economic slowdown. For example, just today, Verizon Communications reported 2002 earning of \$8.4 billion before extraordinary expenses and free cash flow of \$4.8 billion. Yesterday, SBC Communications similarly reported 2002 earnings of \$7.5 billion. These companies are hardly the type that need protection from regulators.

Our companies have been built in reliance on the assurances in the Telecommunications Act and the Commissions current rules that we could extend our networks through reasonable and cost-based access to UNEs. To deny us access to UNEs while realistic alternatives remain lacking is to send a market signal which is directly contrary to the Presidents stated policy objectives. The President admonished that government needs to find ways to promote the expansion of small business. But your actions would effectively derail the plans and efforts of entrepreneurs and innovators in the telecom sector. Your message would be -- dont bother to invest because if you dare to succeed at the expense of the RBOCs, government will deny you the fruits of your investment and labor.

The President recognizes that entrepreneurship has been and will continue to be the primary engine for growth and innovation in the American economy. We sincerely hope you will follow the course charted by the President in the UNE Triennial Review and related proceedings.

Sincerely,

Stephen D. Klein  
President  
Ganoco, Inc dba American Dial Tone

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FEB 21 2003

Federal Communications Commission  
Office of Secretary

cc Commissioner Kevin Martin  
Commissioner Kathleen Abernathy  
Commissioner Michael Copps  
Commissioner Jonathan Adelstein  
Senator John McCain  
Senator Fritz Hollings  
Mr. Karl Rove

---

Server protocol HTTP/1.1  
Remote host: 24.96.50.16  
Remote IP address: 24.96.50.16

**From:** Steve Smith  
**To:** Commissioner Adelstein  
**Date:** Wed, Feb 5, 2003 9 31 PM  
**Subject:** UNEP

2/13/03

RECEIVED  
FEB 21 2003  
Federal Communications Commission  
Office of Secretary

Dear Sir:

I ask your support for the continued availability of the "UNE-Platform."

My company, Optidial Communications, offers local telephone service in California. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" - the UNE-Platform - to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort that will limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Steve Smith

CEO

Optidial Communication Inc

**From:** Timothy Pinter  
**To:** Commissioner Adelstein  
**Date:** Tue, Feb 4, 2003 8:47 PM  
**Subject:** Comments to the Commissioner

Timothy Pinter (tpinter63@comcast.net) writes

PLEASE. keep telecom COMPETITIVE

- KEEP Line Sharing
- ALLOW CLEC ACCESS to Remote Terminals
- Consider DSL/Data = to Voice

THANK YOU FOR LISTENING,  
Sincerely

Timothy Pinter

---

Server protocol HTTP/1.1  
Remote host: 68.51.6.14  
Remote IP address: 68.51.6.14



**From:** Ty Cukr  
**To:** Commissioner Adelstein  
**Date:** Wed, Feb 5, 2003 4 33 PM  
**Subject:** Save the UNE-Platform

Mr Adelstein, please see attached Thank you in advance for your consideration and support

TDC Technologies  
Ty Cukr  
O: 310 607.9169  
C 310.259.5788  
F 425.930.2630

This e-mail may contain confidential information, which is legally privileged. The information is solely for the use of the addressee(s) named above. If you are not the intended recipient, any disclosure, copying, distribution or other use of the contents of this information is strictly prohibited. If you have received this e-mail in error, please notify us by return e-mail and delete this message. Thank you

**CC:** Ty Cukr

## **TDC Technologies**

### **Technology Consulting – Vendor Management**

Wednesday, February 05, 2003

Dear Mr. Jonathan S. Adelstein:

I ask your support for the continued availability of the "UNE-Platform."

My company, TDC Technologies, offers local telephone service in all of the USA. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" – the UNE-Platform – to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort that will limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.  
Sincerely,



Ty Cukr  
Owner  
TDC Technologies

**Internet – Data – Voice - WAN Design - Security Audits - Conference Calling  
Call Accounting - Professional Services**

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**345 Loma Vista Street, Suite G-16 El Segundo, CA 90245**  
**Phone (310) 607-9169 e-Fax (425) 930-2630**  
**[tcukr@socal.rr.com](mailto:tcukr@socal.rr.com)**

**From:** aron nudell  
**To:** Commissioner Adelstein, KM KJMWEB, Michael Copps, Kathleen Abernathy, Mike Powell  
**Date:** Wed, Feb 5, 2003 8 00 PM  
**Subject:** Keep UNE-P going

[2/05/2003]

Dear (Commissioner, Representative, Senator)

I ask your support for the continued availability of the UNE-Platform

My company, Global Link, LLC , offers local telephone service in Baltimore, Md. The company has achieved increasing success largely because it utilizes the combination of unbundled network elements the UNE-Platform - to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort that will limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Aron Nudell

V P Global Link, LLC

---

Do you Yahoo!?  
Yahoo! Mail Plus - Powerful. Affordable. Sign up now.

**From:** Thomas Bingaman  
**To:** Thomas Bingaman  
**Date:** Thu, Feb 6, 2003 8:47 AM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients

Senator Murray  
Senator Cantwell  
Representative Smith  
Message text follows

Thomas Bingaman  
310 Williams Ave N  
Renton, WA 98055-1613

February 6, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Thomas G. Bingaman

**From:** Tom Ruhl  
**To:** Tom Ruhl  
**Date:** Thu, Feb 6, 2003 9:26 AM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients

Senator Domenici

Senator Bingaman

Representative Udall

Message text follows.

Tom Ruhl  
4107 El Alto Ct.  
Rio Rancho, NM 87124-1107

February 6, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Tom Ruhl

**From:** Josephine Lefebvre  
**To:** Josephine Lefebvre  
**Date:** 2/5/03 2:09PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients.

Senator Dodd

Senator Lieberman

Representative Johnson

Message text follows:

Josephine Lefebvre  
16 Northwood Drive  
Waterbury, CT 06708-2922

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Josephine Lefebvre

**From:** William Bartlett  
**To:** William Bartlett  
**Date:** 2/5/03 2:09PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients

Senator McConnell

Senator Bunning

Representative Whitfield

Message text follows:

William Bartlett  
2918 Adams St.  
Paducah, KY 42001

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

William C. Bartlett

**From:** Ed Bzdyk  
**To:** Ed Bzdyk  
**Date:** 2/5/03 2:11PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients.

Senator Miller

Message text follows:

Ed Bzdyk  
106 Honeysuckle Lane NE  
Milledgeville, GA 31061-8723

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Ed Bzdyk



**From:** Ed Bzdyk  
**To:** Ed Bzdyk  
**Date:** 2/5/03 2:11 PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:  
Senator Chambliss  
Representative Marshall  
Message text follows:

Ed Bzdyk  
106 Honeysuckle Lane NE  
Milledgeville, GA 31061-8723

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

Ed Bzdyk

**From:** Richard Brummel  
**To:** Richard Brummel  
**Date:** 2/5/03 2:13PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Bond

Representative McCarthy

Message text follows:

Richard Brummel  
30 West 69th Terrace  
Kansas City, MO 64113-2540

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

I hope I can count on your support on this issue. It is important not only to AARP members but to all Americans of modest means.

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Richard Brummel

**From:** Richard Brummel  
**To:** Richard Brummel  
**Date:** 2/5/03 2:14PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Talent

Message text follows:

Richard Brummel  
30 West 69th Terrace  
Kansas City, MO 64113-2540

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

I hope I can count on your support on this issue. It is important not only to AARP members but to all Americans of modest means.

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Sincerely,

Richard Brummel

**From:** Sheldon Torn  
**To:** Sheldon Torn  
**Date:** 2/5/03 2:18PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Feinstein

Senator Boxer

Representative Cunningham

Message text follows:

Sheldon Torn  
10770 Black Mountain Rd. # 147  
San Diego, CA 92126-2912

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

Sheldon Torn

**From:** Dino Paschetto  
**To:** Dino Paschetto  
**Date:** 2/5/03 2:29PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Schumer

Senator Clinton

Representative Walsh

Message text follows:

Dino Paschetto  
4180 Birchwood Dr. S.  
Liverpool, NY 13090

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

dino paschetto

**From:** Terry Noelke  
**To:** Terry Noelke  
**Date:** 2/5/03 2:45PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:  
Representative McCotter  
Message text follows:

Terry Noelke  
14076 Merriman  
Livonia, MI 48154-4261

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Terry V. Noelke

**From:** Terry Noelke  
**To:** Terry Noelke  
**Date:** 2/5/03 2:45PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Levin

Senator Stabenow

Message text follows:

Terry Noelke  
14076 Merriman  
Livonia, MI 48154-4261

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Terry V. Noelke

**From:** Ivan Halksworth  
**To:** Ivan Halksworth  
**Date:** 2/5/03 3:06PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Baucus

Senator Burns

Representative Rehberg

Message text follows:

Ivan Halksworth  
P.O. Box 2377  
Bigfork, MT 59911

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Ivan Halksworth



**From:** Karen Ramorini  
**To:** Karen Ramorini  
**Date:** 2/5/03 3:06PM  
**Subject:** Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Feinstein  
Senator Boxer  
Representative Nunes  
Message text follows.

Karen Ramorini  
Box 1000  
Auberry, CA 93602

February 5, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Karen Ramorini